

(PCT Article 36 and Rule 70)

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/EP2004/005100

## Box No. I Basis of the report

1. With regard to the language, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.
- ☐ This report is based on translations from the original language into the following language \_\_\_\_\_, which is the language of a translation furnished for the purposes of:
- ☐ international search (Rule 12.3 and 23.1(b))
- ☐ publication of the international application (Rule 12.4)
- ☐ international preliminary examination (Rule 55.2 and/or 55.3)
2. With regard to the elements of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:
- ☐ the international application as originally filed/furnished
- ☒ the description:
- pages 1-8 \_\_\_\_\_ as originally filed/furnished
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- ☒ the claims:
- nos. \_\_\_\_\_ as originally filed/furnished
- nos.\* \_\_\_\_\_ as amended (together with any statement) under Article 19
- nos.\* 1-17 \_\_\_\_\_ received by this Authority on 30.09.2005 with
- nos.\* \_\_\_\_\_ received by this Authority on telefax
- ☒ the drawings:
- sheets 1/3-3/3 \_\_\_\_\_ as originally filed/furnished
- sheets\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- sheets\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- ☐ a sequence listing and/or any related table(s) – see Supplemental Box Relating to Sequence Listing.
3. ☐ The amendments have resulted in the cancellation of:
- ☐ the description, pages \_\_\_\_\_
- ☐ the claims, nos. \_\_\_\_\_
- ☐ the drawings, sheets/figs \_\_\_\_\_
- ☐ the sequence listing (*specify*): \_\_\_\_\_
- ☐ any table(s) related to sequence listing (*specify*): \_\_\_\_\_
4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).
- ☐ the description, pages \_\_\_\_\_
- ☐ the claims, nos. \_\_\_\_\_
- ☐ the drawings, sheets/figs \_\_\_\_\_
- ☐ the sequence listing (*specify*): \_\_\_\_\_
- ☐ any table(s) related to sequence listing (*specify*): \_\_\_\_\_

\* If item 4 applies, some or all of those sheets may be marked "superseded."

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**Box No. V** Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. Statement**

Novelty (N)	Claims <u>1-17</u>	YES
	Claims _____	NO
Inventive step (IS)	Claims <u>1-17</u>	YES
	Claims _____	NO
Industrial applicability (IA)	Claims <u>1-17</u>	YES
	Claims _____	NO

**2. Citations and explanations (Rule 70.7)****1. Claim 1:**

Claim 1 satisfies the requirements of novelty, inventive step and industrial applicability (PCT Article 33(2) to (4)).

Since none of the documents cited in the search report or in the introductory part of the description indicates the features of independent claim in their entirety, the subject matter of claim 1 is novel.

Given a hydraulic subassembly whose housing has a check valve in a threaded bore on one pressure side, as per DE8801759U, a person skilled in the art obtains no prompting from the search report citations as to designing the check valve as per the characterising portion of claim 1. The measure of designing a hydraulic subassembly with a check valve wherein, in a second cylinder section that connects to the first cylinder section, the first removed portions are extended and, together with a plurality of second removed portions located

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exclusively in the second cylinder section between the first removed portions, serve as contacts for a workpiece (see figure 2) is the result of a step that is not a logical development of the cited prior art. The hydraulic subassembly as per claim 1 therefore involves an inventive step.

The subject matter of claim 1 can be manufactured and used and is therefore industrially applicable.

2. Claims 2 to 17:

Dependent claims 2 to 17 contain advantageous and non-obvious embodiments of a hydraulic subassembly according to claim 1. Claims 2 to 17 therefore likewise meet the requirements of novelty, inventive step and industrial applicability (PCT Article 33(2) to (4)).

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Box No. VII Certain defects in the international application

The following defects in the form or contents of the international application have been noted:

1. Contrary to the requirements of PCT Rule 5.1(a)(ii), the description does not cite document DE8801759U or indicate the relevant prior art disclosed therein.
2. Contrary to PCT Rule 5.1(a)(iii), the description is not consistent with the claims.